

**ORDINANCE NO. 2019-06**

AN ORDINANCE LEVYING AND ASSESSING SPECIAL ASSESSMENTS ON CERTAIN LOTS, PIECES AND PARCELS OF LAND LIABLE FOR SUCH SPECIAL ASSESSMENTS TO PAY THE COSTS OF CERTAIN SANITARY SEWER IMPROVEMENTS IN THE GRAND OAK ADDITION, UNIT ONE, IN THE CITY OF ST. GEORGE, POTTAWATOMIE COUNTY, KANSAS, AS AUTHORIZED BY RESOLUTION NO. 2018-05 OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

WHEREAS, the governing body of the City of St. George, Kansas (the "City") has authorized construction of certain Sanitary Sewer improvements in Grand Oak Addition, Unit One (the "Sanitary Sewer Improvements") all as described and provided in Resolution No. 2018-05 of the City (the "Resolution No. 2018-05"); and

WHEREAS, the construction of the Sanitary Sewer Improvements is complete, and a hearing pursuant to K.S.A. 12-6a09 was held on July 22, 2019, at which time the assessments for the Sanitary Sewer Improvements hereinafter described were set, approved and authorized to be levied upon certain property in Grand Oak Addition, Unit One (the "Sanitary Sewer Improvement District") all as provided by K.S.A. 12-6a01 *et. seq.*, as amended (the "Act").

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY THE CITY OF ST. GEORGE, KANSAS:

Section 1. The total costs of the Sanitary Sewer Improvements authorized in the City's Resolution No. 2018-05 and described below is \$175,861.35:

- (1) The installation of approximately 1,400 feet of 8- inch SDR 26 sanitary sewer gravity main, 7 manholes and related appurtenances;
- (2) trenching, bedding, backfill, restoration, erosion control and incidental construction to make a complete project;
- (3) the engineering design, inspection, administration and costs of issuance and interest on temporary notes issued to pay the costs of such sanitary sewer improvements; and,
- (4) all things necessary and incidental thereto,

all to provide main sanitary sewer service to each of the individual lots lying within the Sanitary Sewer Improvement District (the "Sanitary Sewer Improvements")

Section 2. The method of assessing the costs of the Sanitary Sewer Improvements to benefited property in the Sanitary Sewer Improvement District is to spread and assess the total costs for the Sanitary Sewer Improvements among and equally to each lot in the Sanitary Sewer Improvement District with 100% of such costs to be paid by the benefited property in the Sanitary Sewer Improvement District.

Section 3. Special assessments to pay the costs of the Sanitary Sewer Improvements are levied and assessed against the following lots in the Sanitary Sewer Improvement District, Lots 1a, 1b, 2a, 2b, 3a,

3b, 4a, 4b, 5a, 5b, 6a, 6b, 7a, 7b, 8a, 8b, 9a, 9b, 10a, 10b, 11a, 11b, 12a, and 12b of Grand Oak Addition, Unit One, an addition to the City of St. George, Pottawatomie County, Kansas, and in the amounts set forth on **Exhibit A**, attached hereto, following the description of each lot.

Section 4. The amounts so levied and assessed shall be due and payable from and after the date of publication of this Ordinance No. 2019-06 (the "Ordinance"); and the City Clerk shall notify the owners of the properties identified in said **Exhibit A** of the amounts of their respective assessments, that unless their respective assessments are paid within thirty (30) days from the date of the publication of this Ordinance in the official newspaper of the City, bonds will be issued therefor by the City and that such assessments will be levied concurrently with general taxes and be payable in twenty (20) annual installments with the first such levy to begin in November, 2019.

Section 5. The City Clerk shall levy in the same manner and at the same time as other taxes are certified and levied for a period of twenty (20) years, all of the assessments which have not been paid within thirty (30) days after the publication of this Ordinance, together with interest on such unpaid amount thereof at a rate not exceeding the maximum rate as prescribed by the laws of the State of Kansas; and such unpaid amounts shall be placed on the tax rolls and collected as other taxes are collected, the levy for each year being a portion of the principal amount of the assessment plus one (1) year's interest on the amount remaining unpaid.

Section 6. This Ordinance shall take effect and be in force from and after its publication once in the official city newspaper.

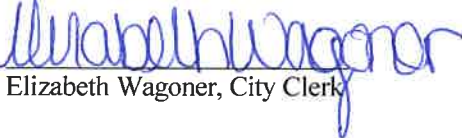


CITY OF ST. GEORGE, KANSAS



Tim Pralle, Mayor

ATTEST:



Elizabeth Wagoner, City Clerk

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EXCERPT OF MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
CITY OF ST. GEORGE, KANSAS  
HELD ON JULY 22, 2019

The governing body of City of St. George, Kansas (the "City"), met in special meeting duly called and in a public hearing at the usual meeting place in the Lighthouse Baptist Church at 308 Lincoln Street, in the City of St. George, Kansas, at 7:05 p.m., with the following members present and participating: Melvin Timpralle, Dobby Worth and Ins Holloway Stuozimouran

Absent: Kedney Hauer Chris Collins

An Ordinance was presented entitled:

ORDINANCE NO. 2019-07

AN ORDINANCE LEVYING AND ASSESSING SPECIAL ASSESSMENTS ON CERTAIN LOTS, PIECES AND PARCELS OF LAND LIABLE FOR SUCH SPECIAL ASSESSMENTS TO PAY THE COSTS OF CERTAIN STREET IMPROVEMENTS IN THE GRAND OAK ADDITION, UNIT ONE, IN THE CITY OF ST. GEORGE, POTTAWATOMIE COUNTY, KANSAS, AS AUTHORIZED BY RESOLUTION NO. 2018-06 OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

Dobby Worth moved that the Ordinance be adopted. The motion was seconded by Ins Holloway. The Ordinance was read and considered, and upon being put, the motion for the adoption of the Ordinance was carried by the vote of the governing body, the vote being as follows:

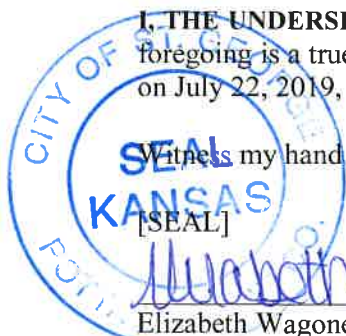
Aye: 3  
Nay: 0

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CERTIFICATE

I, THE UNDERSIGNED, City Clerk of the City of St. George, Kansas, hereby certify that the above and foregoing is a true and correct copy of portions of the minutes of the meeting of the Governing Body held on July 22, 2019, as recorded on Page \_\_\_ of the Journal of Proceedings of the City.

Witness my hand and official seal of said City of St. George, Kansas.



Elizabeth Wagoner  
Elizabeth Wagoner, City Clerk  
City of St. George, Kansas

**EXHIBIT A  
(Ordinance No. 2019-06)**

ASSESSMENT ROLL  
SANITARY SEWER IMPROVEMENTS

<u>LEGAL DESCRIPTION OF PROPERTY ASSESSED</u>	<u>PROPERTY OWNER(S)</u>	<u>PROPERTY OWNER(S)'S ADDRESS</u>	<u>ASSESSMENT AMOUNT</u>
[All references to lots are within the City of St. George, Pottawatomie County, Kansas]			
Lot 1a, Grand Oak Addition, Unit One (Street Address: 525 Shady Oak)	Mankan, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 1b, Grand Oak Addition, Unit One (Street Address: 523 Shady Oak)	Mankan, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 2a, Grand Oak Addition, Unit One (Street Address: 521 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 2b, Grand Oak Addition, Unit One (Street Address: 519 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 3a, Grand Oak Addition, Unit One (Street Address: 513 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 3b, Grand Oak Addition, Unit One (Street Address: 511 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 4a, Grand Oak Addition, Unit One (Street Address: 509 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56

Lot 4b, Grand Oak Addition, Unit One (Street Address: 507 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 5a, Grand Oak Addition, Unit One (Street Address: 515 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 5b, Grand Oak Addition, Unit One (Street Address: 503 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 6a, Grand Oak Addition, Unit One (Street Address: 500 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 6b, Grand Oak Addition, Unit One (Street Address: 502 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 7a, Grand Oak Addition, Unit One (Street Address: 504 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 7b, Grand Oak Addition, Unit One (Street Address: 506 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 8a, Grand Oak Addition, Unit One (Street Address: 508 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 8b, Grand Oak Addition, Unit One (Street Address: 510 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56

Lot 9a, Grand Oak Addition, Unit One (Street Address: 512 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 9b, Grand Oak Addition, Unit One (Street Address: 514 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 10a, Grand Oak Addition, Unit One (Street Address: 516 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 10b, Grand Oak Addition, Unit One (Street Address: 518 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 11a, Grand Oak Addition, Unit One (Street Address: 520 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 11b, Grand Oak Addition, Unit One (Street Address: 522 Shady Oak)	SG 25, LLC	P.O. Box 3987 Crested Butte, CO 81224	\$7,327.56
Lot 12a, Grand Oak Addition, Unit One (Street Address: 524 Shady Oak)	Brayden J. Rudzinski	40 Marcellina Lane, Unit 34 Crested Butte, CO 81225	\$7,327.56
Lot 12b, Grand Oak Addition, Unit One (Street Address: 526 Shady Oak)	Brayden J. Rudzinski	40 Marcellina Lane, Unit 34 Crested Butte, CO 81225	\$7,327.56